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03 June 2004

In the Patent Application of Ornstein et al.

Application Number 09/305,562

Filed June 8, 1999

For METHOD AND APPARATUS FOR ACCUMULATING BETTING DATA IN  
GAMES OF CHANCE

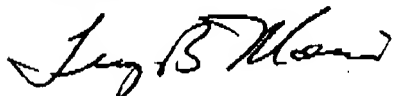
Group 3714

Examiner Capron, Aaron J.

Facsimile 703/746-8301

Accompanying page is the replacement page discussed in the telephone interview today for use in the submitted response to the previously pending Office Action. Applicant respectfully requests consideration of the acceptance of this page and favorable action as discussed. Should there be any questions, please call Applicant's attorney at 228/326-5161.

Respectfully submitted



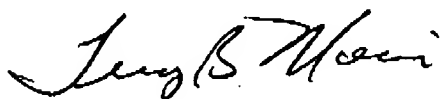
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Encl.

**Franchi does not provide a teaching of use of weight alone to determine value of the chips played.** In Franchi measurement of weight occurs in a chute or rack separate from the receptacle. There is no teaching that weight alone is used without color and size. Nor is there any recognition of the problem if weight alone is used and a solution to that problem taught. Thus the combination of U. S. Patent No. 5,788,574 and Franchi (U. S. Patent No. 5,770,533) teaches a structure other than a receptacle containing a weighing means and there has been no showing of a source of motivation (other than the prohibited present application) to place such means in the receptacle itself and not in an exterior chute or rack, nor a motivation on addressing the limitations on the use of weight to accurately determine values.

For these reasons, Applicant respectfully requests reconsideration of the present rejection, withdrawal of such by the Examiner and an indication of allowance of the remaining claims.

Respectfully submitted,



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